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IN THE UNITED STATES DISTRICT COURT FOR THE HARRISBURG, PA
MIDDLE DISTRICT OF PENNSYLVANIA

JUL 03 2002

WILLIAM CLARK,	:	NO.: 1:CV01-0764	MARY E. D'ANDREA, CLERK
Plaintiff	:		Per _____ <u>CB</u> Deputy Clerk
	:	(JUDGE CALDWELL)	
V.	:		
	:		
MARTIN HORN, et al.,	:	JURY TRIAL DEMANDED	
Defendants	:		

DEFENDANTS, WEXFORD HEALTH SOURCES, INC.
AND JOHN SYMONS, M.D.'S MOTION TO
ENLARGE TIME TO FILE A BRIEF

AND NOW, come Defendants, Wexford Health Sources, Inc. and John Symons, M.D., by and through their attorneys, Lavery, Faherty, Young & Patterson, P.C., and file this Motion to Enlarge Time to File a Brief and in support thereof, aver as follows:

1. On June 7, 2002, undersigned counsel received Plaintiff's Motion to Compel Discovery for Production of Defendant's [sic] Wexford Health Sources, Inc. and John Symons, M.D.'s documents and proposed Court Order.

2. By Order dated June 12, 2002, this Honorable Court instructed Plaintiff to file a Brief in support of its Motion to Compel Production of Documents on the Wexford Defendants within ten (10) days. In that Order, this Honorable Court also directed Plaintiff to address any objections raised by the Defendants in their discovery responses and/or to set forth his rationale as to why the particular document disclosure is incomplete.

3. On June 18, 2002, undersigned counsel received Plaintiff's Brief in Support of Motion to Compel Discovery for production of Defendants, Wexford Health Sources, Inc. and Dr. Symons, M.D.'s documents. That Brief did not comply with this Honorable Court's Order dated June 12, 2002.

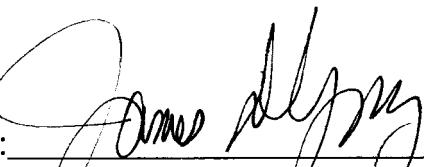
4. Due to previously scheduled commitments in other matters, undersigned defense counsel is in need of an extension of time until July 15, 2002 within which to obtain an affidavit from his client and to prepare and file a brief in opposition to Plaintiff's pending Motion to Compel Discovery.

5. The requested extension of time is brief in duration, it will not prejudice any party's substantive rights and it will not unduly delay the adjudication of this matter on the merits.

WHEREFORE, the Wexford Defendants respectfully request that this Honorable Court grant their Motion for Enlargement of Time to file a brief and enter the accompanying Court Order.

Respectfully submitted,

Lavery, Faherty, Young &
Patterson, P.C.

By: 

James D. Young, Esquire
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225 Market Street, Suite 304
P.O. Box 1245
Harrisburg, PA 17108-1245
Attys for Wexford Health Sources,
Inc. and John Symons, M.D.

DATE: 7/3/02

CERTIFICATE OF SERVICE

I, Linda L. Gustin, an employee with the law firm of Lavery, Faherty, Young & Patterson, P.C., do hereby certify that on this 3rd day of July, 2002, I served a true and correct copy of the foregoing **Defendants, Wexford Health Sources, Inc. and John Symons, M.D.'s Motion to Enlarge Time to File a Brief** via U.S. First Class mail, postage prepaid, addressed as follows:

William Clark
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SCI-Rockview
PO Box A
Bellefonte, PA 16823

John Talaber, Esquire
Office of Chief Counsel
PA Department of Corrections
55 Utley Drive
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Linda L. Gustin
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